

FIRST REGULAR SESSION

# HOUSE BILL NO. 438

## 100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE CHIPMAN.

0980H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal sections, 49.020, 51.050, 53.010, 55.060, 57.010, 58.030, 60.010, 115.357, 162.291, 190.050, 190.335, 205.180, 247.060, 321.130, and 483.010, RSMo, and to enact in lieu thereof fifteen new sections relating to requirements to run for certain public offices.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 49.020, 51.050, 53.010, 55.060, 57.010, 58.030, 60.010, 115.357, 162.291, 190.050, 190.335, 205.180, 247.060, 321.130, and 483.010, RSMo, are repealed and fifteen new sections enacted in lieu thereof, to be known as sections 49.020, 51.050, 53.010, 55.060, 57.010, 58.030, 60.010, 115.357, 162.291, 190.050, 190.335, 205.180, 247.060, 321.130, and 483.010, to read as follows:

49.020. At the general election in the year 1996, and every four years thereafter, the voters of each of the districts shall elect a county commissioner, who shall hold his **or her** office for a term of four years and until his **or her** successor is duly elected and qualified; and at the general election in the year 1882, and every four years thereafter, the presiding commissioner of the county shall be elected by the voters of the county at large, who shall hold his **or her** office for the term of four years and until his **or her** successor is duly elected and qualified. Each commissioner shall be **twenty-one years of age or older**, a resident of the county, and each commissioner elected from a district shall be a resident of the district from which such commissioner was elected. Each commissioner elected under the provisions of this chapter shall enter upon the duties of his **or her** office on the first day of January immediately after his **or her** election.

51.050. No person shall be elected or appointed clerk of the county commission unless such person be a citizen of the United States, [~~over the age of twenty-one years~~] **twenty-one**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

3 **years of age or older**, and shall have resided within the state one whole year, and within the  
4 county for which the person is elected one year just prior to such person's election; and every  
5 clerk shall after the election continue to reside within the county for which such person is clerk.

53.010. 1. At the general election in the year 1948 and every four years thereafter the  
2 qualified voters in each county in this state shall elect a county assessor. Such county assessors  
3 shall enter upon the discharge of their duties on the first day of September next after their  
4 election, and shall hold office for a term of four years, and until their successors are elected and  
5 qualified, unless sooner removed from office; provided, that this section shall not apply to the  
6 City of St. Louis. The assessor shall be a resident of the county from which such person was  
7 elected **and twenty-one years of age or older**.

8 2. The office of county assessor is created in each county having township organization  
9 and a county assessor shall be elected for each township organization county at the next general  
10 election, or at a special election called for that purpose by the governing body of such county.  
11 If a special election is called, the state and each political subdivision or special district submitting  
12 a candidate or question at such election shall pay its proportional share of the costs of the  
13 election, as provided by section 115.065. Such assessor shall assume office immediately upon  
14 his **or her** election and qualification, and shall serve until his **or her** successor is elected and  
15 qualified under the provisions of subsection 1 of this section. Laws generally applicable to  
16 county assessors, their offices, clerks, and deputies shall apply to and govern county assessors  
17 in township organization counties, and laws applicable to county assessors, their offices, clerks,  
18 and deputies in third class counties and laws applicable to county assessors, their offices, clerks,  
19 and deputies in fourth class counties shall apply to and govern county assessors, their offices,  
20 clerks, and deputies in township organization counties of the respective classes, except that when  
21 such general laws and such laws applicable to third and fourth class counties conflict with the  
22 laws specially applicable to county assessors, their offices, clerks, and deputies in township  
23 organization counties, the laws specially applicable to county assessors, their offices, clerks, and  
24 deputies in township organization counties shall govern.

55.060. No person shall be elected or appointed county auditor of a county of the first  
2 class not having a charter form of government or of a county of the second class unless he **or she**  
3 is a citizen of the United States [~~above the age of twenty-one years~~], **twenty-one years of age**  
4 **or older**, and has resided within the state for one whole year and within the county for which he  
5 **or she** is elected or appointed for three months immediately preceding the election or his **or her**  
6 appointment. He **or she** shall also be a person familiar with the theory and practice of  
7 accounting by education, training, and experience and able to perform the duties imposed upon  
8 the county auditor by the provisions of this chapter. The county auditor shall, after his **or her**  
9 appointment or election, reside in the county for which he **or she** is auditor.

57.010. 1. At the general election to be held in 1948, and at each general election held every four years thereafter, the voters in every county in this state shall elect some suitable person sheriff. No person shall be eligible for the office of sheriff who has been convicted of a felony. Such person shall be a resident taxpayer and elector of said county, shall have resided in said county for more than one whole year next before filing for said office, **shall be twenty-one years of age or older**, and shall be a person capable of efficient law enforcement. When any person shall be elected sheriff, such person shall enter upon the discharge of the duties of such person's office as chief law enforcement officer of that county on the first day of January next succeeding said election.

2. No person shall be eligible for the office of sheriff who does not hold a valid peace officer license pursuant to chapter 590. Any person filing for the office of sheriff shall have a valid peace officer license at the time of filing for office. This subsection shall not apply to the sheriff of any county of the first classification with a charter form of government with a population over nine hundred thousand or of any city not within a county.

58.030. No person shall be elected or appointed to the office of coroner unless he **or she** be a citizen of the United States, [~~over the age of twenty-one years~~] **twenty-one years of age or older**, and shall have resided within the state one whole year, and within the county for which he **or she** is elected, six months next preceding the election.

60.010. 1. At the regular general election in the year 1948, and every four years thereafter, the voters of each county of this state in counties of the second, third, and fourth classification shall elect a registered land surveyor as county surveyor, who shall hold office for four years and until a successor is duly elected, commissioned and qualified. The person elected shall be commissioned by the governor.

2. No person shall be elected or appointed surveyor unless such person is a citizen of the United States, [~~over the age of twenty-one years~~] **twenty-one years of age or older**, a registered land surveyor, and shall have resided within the state one whole year. An elected surveyor shall have resided within the county for which the person is elected six months immediately prior to election and shall after election continue to reside within the county for which the person is surveyor. An appointed surveyor need not reside within the county for which the person is surveyor.

3. Notwithstanding the provisions of subsection 1 of this section, or any other law to the contrary, the county commission of any county of the third or fourth classification may appoint a surveyor following the deadline for filing for the office of surveyor, if no qualified candidate files for the office in the general election in which the office would have been on the ballot, provided that the notice required by section 115.345 has been published in at least one newspaper of general circulation in the county. The appointed surveyor shall serve at the pleasure of the

19 county commission, however, an appointed surveyor shall forfeit said office once a qualified  
 20 individual, who has been duly elected at a regularly scheduled general election where the office  
 21 of surveyor is on the ballot and who has been commissioned by the governor, takes office. The  
 22 county commission shall fix appropriate compensation, which need not be equal to that of an  
 23 elected surveyor.

115.357. 1. Except as provided in subsections 3 and 4 of this section, each candidate for  
 2 federal, state or county office shall, before filing his **or her** declaration of candidacy, pay to the  
 3 treasurer of the state or county committee of the political party upon whose ticket he **or she** seeks  
 4 nomination a certain sum of money as follows:

5 (1) To the treasurer of the state central committee, two hundred dollars if he or she is a  
 6 candidate for statewide office or for United States senator, one hundred dollars if he or she is a  
 7 candidate for representative in Congress, circuit judge or state senator, and fifty dollars if he or  
 8 she is a candidate for state representative;

9 (2) To the treasurer of the county central committee, ~~[fifty]~~ **twenty-five** dollars if he or  
 10 she is a candidate for county office.

11 2. The required sum may be submitted by the candidate to the official accepting his **or**  
 12 **her** declaration of candidacy. All sums so submitted shall be forwarded promptly by the official  
 13 to the treasurer of the appropriate party committee.

14 3. Any person who cannot pay the fee required to file as a candidate may have the fee  
 15 waived by filing a declaration of inability to pay and a petition with his **or her** declaration of  
 16 candidacy. Each such declaration shall be in substantially the following form:

17 DECLARATION OF INABILITY TO PAY FILING FEE

18 I, \_\_\_\_\_, do hereby swear that I am financially unable to pay the fee of \_\_\_\_\_  
 19 (amount of fee) to file as a candidate for nomination to the office of \_\_\_\_\_ at the  
 20 primary election to be held on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

21 \_\_\_\_\_  
 22 \_\_\_\_\_  
 23 Signature of candidate

Subscribed and sworn  
 to before me this  
 \_\_\_\_\_ day of  
 \_\_\_\_\_, 20\_\_\_\_.

24 \_\_\_\_\_  
 25 \_\_\_\_\_  
 26 Residence address

\_\_\_\_\_  
 Signature of election  
 official or officer  
 authorized to  
 administer oaths

31 If the candidate's declaration of candidacy is to be filed in person, the declaration of inability to  
32 pay shall be subscribed and sworn to by the candidate before the election official who witnesses  
33 the candidate's declaration of candidacy. If his **or her** declaration of candidacy is to be filed by  
34 certified mail pursuant to subsection 2 of section 115.355, the declaration of inability to pay shall  
35 be subscribed and sworn to by the candidate before the notary or other officer who witnesses the  
36 candidate's declaration of candidacy. With his **or her** declaration of inability to pay, the  
37 candidate shall submit a petition endorsing his **or her** candidacy. Except for the number of  
38 signatures required, each such petition shall, insofar as practicable, be in the form provided in  
39 sections 115.321 and 115.325. If the person filing declaration of indigence is to be a candidate  
40 for statewide office, his **or her** petition shall be signed by the number of registered voters in the  
41 state equal to at least one-half of one percent of the total number of votes cast in the state for the  
42 office at the last election in which a candidate ran for the office. If the person filing a declaration  
43 of indigence is to be a candidate for any other office, the petition shall be signed by the number  
44 of registered voters in the district or political subdivision which is equal to at least one percent  
45 of the total number of votes cast for the office at the last election in which a candidate ran for the  
46 office. The candidate's declaration of inability to pay and the petition shall be filed at the same  
47 time and in the same manner as his **or her** declaration of candidacy is filed. The petition shall  
48 be checked and its sufficiency determined in the same manner as new party and independent  
49 candidate petitions.

50 4. No filing fee shall be required of any person who proposes to be an independent  
51 candidate, the candidate of a new party or a candidate for presidential elector.

52 5. Except as provided in subsections 3 and 4 of this section, no candidate's name shall  
53 be printed on any official ballot until the required fee has been paid.

162.291. The voters of each seven-director district other than urban districts shall, at  
2 municipal elections, elect two directors who are citizens of the United States and resident  
3 taxpayers of the district, who have resided in this state for one year next preceding their election  
4 or appointment, and who are ~~[at least twenty-four years of age]~~ **twenty-one years of age or**  
5 **older.**

190.050. 1. After the ambulance district has been declared organized, the declaring  
2 county commission, except in counties of the second class having more than one hundred five  
3 thousand inhabitants located adjacent to a county of the first class having a charter form of  
4 government which has a population of over nine hundred thousand inhabitants, shall divide the  
5 district into six election districts as equal in population as possible, and shall by lot number the  
6 districts from one to six inclusive. The county commission shall cause an election to be held in  
7 the ambulance district within ninety days after the order establishing the ambulance district to  
8 elect ambulance district directors. Each voter shall vote for one director from the ambulance

9 election district in which the voter resides. The directors elected from districts one and four shall  
10 serve for a term of one year, the directors elected from districts two and five shall serve for a  
11 term of two years, and the directors from districts three and six shall serve for a term of three  
12 years; thereafter, the terms of all directors shall be three years. All directors shall serve the term  
13 to which they were elected or appointed, and until their successors are elected and qualified,  
14 except in cases of resignation or disqualification. The county commission shall reapportion the  
15 ambulance districts within sixty days after the population of the county is reported to the  
16 governor for each decennial census of the United States. Notwithstanding any other provision  
17 of law, if the number of candidates for the office of director is no greater than the number of  
18 directors to be elected, no election shall be held, and the candidates shall assume the  
19 responsibilities of their offices at the same time and in the same manner as if they have been  
20 elected.

21 2. In all counties of the second class having more than one hundred five thousand  
22 inhabitants located adjacent to a county of the first class having a charter form of government  
23 which has a population of over nine hundred thousand inhabitants, the voters shall vote for six  
24 directors elected at large from within the district for a term of three years. Those directors  
25 holding office in any district in such a county on August 13, 1976, shall continue to hold office  
26 until the expiration of their terms, and their successors shall be elected from the district at large  
27 for a term of three years. In any district formed in such counties after August 13, 1976, the  
28 governing body of the county shall cause an election to be held in that district within ninety days  
29 after the order establishing the ambulance district to elect ambulance district directors. Each  
30 voter shall vote for six directors. The two candidates receiving the highest number of votes at  
31 such election shall be elected for a term of three years, the two candidates receiving the third and  
32 fourth highest number of votes shall be elected for a term of two years, the two candidates  
33 receiving the fifth and sixth highest number of votes shall be elected for a term of one year;  
34 thereafter, the term of all directors shall be three years.

35 3. A candidate for director of the ambulance district shall, at the time of filing, be a  
36 citizen of the United States, a qualified voter of the election district as provided in subsection 1  
37 of this section, a resident of the district for two years next preceding the election, and shall be  
38 ~~[at least twenty-four years of age]~~ **twenty-one years of age or older**. In an established district  
39 which is located within the jurisdiction of more than one election authority, the candidate shall  
40 file his or her declaration of candidacy with the secretary of the board. In all other districts, a  
41 candidate shall file a declaration of candidacy with the county clerk of the county in which he  
42 or she resides. A candidate shall file a statement under oath that he or she possesses the required  
43 qualifications. No candidate's name shall be printed on any official ballot unless the candidate  
44 has filed a written declaration of candidacy pursuant to subsection 5 of section 115.127. If the

45 time between the county commission's call for a special election and the date of the election is  
46 not sufficient to allow compliance with subsection 5 of section 115.127, the county commission  
47 shall, at the time it calls the special election, set the closing date for filing declarations of  
48 candidacy.

190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency  
2 telephone services, the county commission of any county may impose a county sales tax for the  
3 provision of central dispatching of fire protection, including law enforcement agencies,  
4 emergency ambulance service or any other emergency services, including emergency telephone  
5 services, which shall be collectively referred to herein as "emergency services", and which may  
6 also include the purchase and maintenance of communications and emergency equipment,  
7 including the operational costs associated therein, in accordance with the provisions of this  
8 section.

9 2. Such county commission may, by a majority vote of its members, submit to the voters  
10 of the county, at a public election, a proposal to authorize the county commission to impose a  
11 tax under the provisions of this section. If the residents of the county present a petition signed  
12 by a number of residents equal to ten percent of those in the county who voted in the most recent  
13 gubernatorial election, then the commission shall submit such a proposal to the voters of the  
14 county.

15 3. The ballot of submission shall be in substantially the following form:

16 Shall the county of \_\_\_\_\_ (insert name of county) impose a county sales tax of \_\_\_\_\_  
17 (insert rate of percent) percent for the purpose of providing central dispatching of fire protection,  
18 emergency ambulance service, including emergency telephone services, and other emergency  
19 services?

20  YES  NO

21

22 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor  
23 of the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes  
24 cast by the qualified voters voting are opposed to the proposal, then the county commission shall  
25 have no power to impose the tax authorized by this section unless and until the county  
26 commission shall again have submitted another proposal to authorize the county commission to  
27 impose the tax under the provisions of this section, and such proposal is approved by a majority  
28 of the qualified voters voting thereon.

29 4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from  
30 the sale at retail of all tangible personal property or taxable services at retail within any county  
31 adopting such tax, if such property and services are subject to taxation by the state of Missouri

32 under the provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior  
33 to thirty-six months before operation of the central dispatching of emergency services.

34 5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall  
35 apply to the tax imposed under this section.

36 6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year  
37 in which the tax imposed pursuant to this section for emergency services is certified by the board  
38 to be fully operational. Any revenues collected from the tax authorized under section 190.305  
39 shall be credited for the purposes for which they were intended.

40 7. At least once each calendar year, the board shall establish a tax rate, not to exceed the  
41 amount authorized, that together with any surplus revenues carried forward will produce  
42 sufficient revenues to fund the expenditures authorized by this act. Amounts collected in excess  
43 of that necessary within a given year shall be carried forward to subsequent years. The board  
44 shall make its determination of such tax rate each year no later than September first and shall fix  
45 the new rate which shall be collected as provided in this act. Immediately upon making its  
46 determination and fixing the rate, the board shall publish in its minutes the new rate, and it shall  
47 notify every retailer by mail of the new rate.

48 8. Immediately upon the affirmative vote of voters of such a county on the ballot  
49 proposal to establish a county sales tax pursuant to the provisions of this section, the county  
50 commission shall appoint the initial members of a board to administer the funds and oversee the  
51 provision of emergency services in the county. Beginning with the general election in 1994, all  
52 board members shall be elected according to this section and other applicable laws of this state.  
53 At the time of the appointment of the initial members of the board, the commission shall  
54 relinquish and no longer exercise the duties prescribed in this chapter with regard to the  
55 provision of emergency services and such duties shall be exercised by the board.

56 9. The initial board shall consist of seven members appointed without regard to political  
57 affiliation, who shall be selected from, and who shall represent, the fire protection districts,  
58 ambulance districts, sheriff's department, municipalities, any other emergency services and the  
59 general public. This initial board shall serve until its successor board is duly elected and  
60 installed in office. The commission shall ensure geographic representation of the county by  
61 appointing no more than four members from each district of the county commission.

62 10. Beginning in 1994, three members shall be elected from each district of the county  
63 commission and one member shall be elected at large, such member to be the chairman of the  
64 board. **No person shall be elected to the board who is not twenty-one years of age or older.**  
65 Of those first elected, four members from districts of the county commission shall be elected for  
66 terms of two years and two members from districts of the county commission and the member  
67 at large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall



68 be four years. Notwithstanding any other provision of law, if there is no candidate for an open  
69 position on the board, then no election shall be held for that position and it shall be considered  
70 vacant, to be filled pursuant to the provisions of section 190.339, and, if there is only one  
71 candidate for each open position, no election shall be held and the candidate or candidates shall  
72 assume office at the same time and in the same manner as if elected.

73 11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary,  
74 in any county of the first classification with more than two hundred forty thousand three hundred  
75 but fewer than two hundred forty thousand four hundred inhabitants or in any county of the third  
76 classification with a township form of government and with more than twenty-eight thousand  
77 but fewer than thirty-one thousand inhabitants, any emergency telephone service 911 board  
78 appointed by the county under section 190.309 which is in existence on the date the voters  
79 approve a sales tax under this section shall continue to exist and shall have the powers set forth  
80 under section 190.339. Such boards which existed prior to August 25, 2010, shall not be  
81 considered a body corporate and a political subdivision of the state for any purpose, unless and  
82 until an order is entered upon an unanimous vote of the commissioners of the county in which  
83 such board is established reclassifying such board as a corporate body and political subdivision  
84 of the state. The order shall approve the transfer of the assets and liabilities related to the  
85 operation of the emergency service 911 system to the new entity created by the reclassification  
86 of the board.

87 12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the  
88 contrary, in any county of the second classification with more than fifty-four thousand two  
89 hundred but fewer than fifty-four thousand three hundred inhabitants or any county of the first  
90 classification with more than fifty thousand but fewer than seventy thousand inhabitants that has  
91 approved a sales tax under this section, the county commission shall appoint the members of the  
92 board to administer the funds and oversee the provision of emergency services in the county.

93 (2) The board shall consist of seven members appointed without regard to political  
94 affiliation. Except as provided in subdivision (4) of this subsection, each member shall be one  
95 of the following:

96 (a) The head of any of the county's fire protection districts, or a designee;

97 (b) The head of any of the county's ambulance districts, or a designee;

98 (c) The county sheriff, or a designee;

99 (d) The head of any of the police departments in the county, or a designee; and

100 (e) The head of any of the county's emergency management organizations, or a designee.

101 (3) Upon the appointment of the board under this subsection, the board shall have the  
102 power provided in section 190.339 and shall exercise all powers and duties exercised by the

103 county commission under this chapter, and the commission shall relinquish all powers and duties  
104 relating to the provision of emergency services under this chapter to the board.

105 (4) In any county of the first classification with more than fifty thousand but fewer than  
106 seventy thousand inhabitants, each of the entities listed in subdivision (2) of this subsection shall  
107 be represented on the board by at least one member.

205.180. 1. Each candidate for the office of hospital trustee shall **be twenty-one years**  
2 **of age or older and** file with the county clerk an announcement of candidacy in writing. The  
3 announcement shall indicate whether the individual is a candidate for a full or an unexpired term  
4 of a named predecessor. No filing fee shall be required to be paid upon the filing of any  
5 announcement. If the number of candidates is no greater than the number of trustees to be  
6 elected, no election shall be held, and the candidates shall assume the responsibilities of their  
7 offices at the same time and in the same manner as if they had been elected. If announcements  
8 of a sufficient number of trustees are not filed, the county commission shall appoint such trustee  
9 or trustees as may be necessary to fill all vacancies on the board which result from the expiration  
10 of the term of any trustee or trustees, and any appointee shall serve until the next general election  
11 when a trustee shall be elected to fill the remainder of the unexpired term.

12 2. The ballots shall not contain any designation of the political party affiliation of any  
13 candidate for trustees to be elected and shall state whether any of the trustees are to be elected  
14 for an unexpired term:

15 FOR HOSPITAL TRUSTEE

16 (Vote for \_\_\_\_\_)

- 17  \_\_\_\_\_
- 18  \_\_\_\_\_
- 19  \_\_\_\_\_
- 20  \_\_\_\_\_

22 FOR HOSPITAL TRUSTEE

23 For unexpired term ending \_\_\_\_\_

24 (Vote for \_\_\_\_\_)

- 25  \_\_\_\_\_
- 26  \_\_\_\_\_
- 27  \_\_\_\_\_
- 28  \_\_\_\_\_

30 3. The candidates whose names have been placed on the ballot by the county commission  
31 pursuant to sections 205.170 and this section and who receive the highest number of votes for

32 the offices of trustee to be filled shall be declared elected by the county commission which shall  
33 issue commissions to the elected trustees.

247.060. 1. The management of the business and affairs of the district is hereby vested  
2 in a board of directors, who shall have all the powers conferred upon the district except as herein  
3 otherwise provided. It shall be composed of five members, each of whom shall be a voter of the  
4 district and shall have resided in said district one whole year immediately prior to his or her  
5 election. A member shall be ~~[at least twenty-five years of age]~~ **twenty-one years of age or older**  
6 and shall not be delinquent in the payment of taxes at the time of his **or her** election. Except as  
7 provided in subsection 2 of this section, the term of office of a member of the board shall be  
8 three years. The remaining members of the board shall appoint a qualified person to fill any  
9 vacancy on the board. If no qualified person who lives in the subdistrict for which there is a  
10 vacancy is willing to serve on the board, the board may appoint an otherwise qualified person  
11 who lives in the district but not in the subdistrict in which the vacancy exists to fill such vacancy.

12 2. After notification by certified mail that he or she has two consecutive unexcused  
13 absences, any member of the board failing to attend the meetings of the board for three  
14 consecutive regular meetings, unless excused by the board for reasons satisfactory to the board,  
15 shall be deemed to have vacated the seat, and the secretary of the board shall certify that fact to  
16 the board. The vacancy shall be filled as other vacancies occurring in the board.

17 3. The initial members of the board shall be appointed by the circuit court and one shall  
18 serve until the immediately following first Tuesday after the first Monday in April, two shall  
19 serve until the first Tuesday after the first Monday in April on the second year following their  
20 appointment and the remaining appointees shall serve until the first Tuesday after the first  
21 Monday in April on the third year following their appointment. On the expiration of such terms  
22 and on the expiration of any subsequent term, elections shall be held as otherwise provided by  
23 law, and such elections shall be held in April pursuant to section 247.180.

24 4. In 2008, 2009, and 2010, directors elected in such years shall serve from the first  
25 Tuesday after the first Monday in June until the first Tuesday in April of the third year following  
26 the year of their election. All directors elected thereafter shall serve from the first Tuesday in  
27 April until the first Tuesday in April of the third year following the year of their election.

28 5. Each member of the board may receive an attendance fee not to exceed one hundred  
29 dollars for attending each regularly called board meeting, or special meeting, but shall not be  
30 paid for attending more than two meetings in any calendar month, except that in a county of the  
31 first classification, a member shall not be paid for attending more than four meetings in any  
32 calendar month. However, no board member shall be paid more than one attendance fee if such  
33 member attends more than one board meeting in a calendar week. In addition, the president of  
34 the board of directors may receive fifty dollars for attending each regularly or specially called

35 board meeting, but shall not be paid the additional fee for attending more than two meetings in  
36 any calendar month. Each member of the board shall be reimbursed for his or her actual  
37 expenditures in the performance of his or her duties on behalf of the district.

38 6. In no event, however, shall a board member receive any attendance fees or additional  
39 compensation authorized in subsection 5 of this section until after such board member has  
40 completed a minimum of six hours training regarding the responsibilities of the board and its  
41 members concerning the basics of water treatment and distribution, budgeting and rates, water  
42 utility planning, the funding of capital improvements, the understanding of water utility financial  
43 statements, the Missouri sunshine law, and this chapter.

44 7. The circuit court of the county having jurisdiction over the district shall have  
45 jurisdiction over the members of the board of directors to suspend any member from exercising  
46 his or her office, whensoever it appears that he or she has abused his or her trust or become  
47 disqualified; to remove any member upon proof or conviction of gross misconduct or  
48 disqualification for his or her office; or to restrain and prevent any alienation of property of the  
49 district by members, in cases where it is threatened, or there is good reason to apprehend that it  
50 is intended to be made in fraud of the rights and interests of the district.

51 8. The jurisdiction conferred by this section shall be exercised as in ordinary cases upon  
52 petition, filed by or at the instance of any member of the board, or at the instance of any ten  
53 voters residing in the district who join in the petition, verified by the affidavit of at least one of  
54 them. The petition shall be heard in a summary manner after ten days' notice in writing to the  
55 member or officer complained of. An appeal shall lie from the judgment of the circuit court as  
56 in other causes, and shall be speedily determined; but an appeal does not operate under any  
57 condition as a supersedeas of a judgment of suspension or removal from office.

321.130. A person, to be qualified to serve as a director, shall be a resident and voter of  
2 the district for at least one year before the election or appointment and ~~[be over the age of~~  
3 ~~twenty-four years]~~ **shall be twenty-one years of age or older.** In the event the person is no  
4 longer a resident of the district, the person's office shall be vacated, and the vacancy shall be  
5 filled as provided in section 321.200. Nominations and declarations of candidacy shall be filed  
6 at the headquarters of the fire protection district by paying a filing fee equal to the amount of a  
7 candidate for county office as set forth under section 115.357, and filing a statement under oath  
8 that such person possesses the required qualifications. Thereafter, such candidate shall have the  
9 candidate's name placed on the ballot as a candidate for director.

483.010. No person shall be appointed or elected clerk of any court, unless he ~~[be]~~ **or**  
2 **she is** a citizen of the United States, ~~[above the age of twenty-one years]~~ **twenty-one years of**  
3 **age or older**, and shall have resided within the state one whole year, and within the geographical  
4 area over which the court has jurisdiction or, in the case of circuit clerks, within the county from

5 which elected, three months before the appointment or election; and every clerk shall, after his  
6 **or her** appointment or election, reside in the geographical area over which the court he **or she**  
7 serves has jurisdiction or, in the case of circuit clerks, in the county for which he **or she** is clerk.

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